

Withholding Grades, Diploma or Transcripts

When school property has been willfully damaged or not returned upon demand, the principal or designee shall inform the parent/guardian in writing of the responsible student's alleged misconduct and the reparation that may be due. This administrative regulation shall not apply to a student who is a current or former homeless or foster youth.

This notice shall include a statement that the Office of Education may withhold grades, diploma or transcripts from the student and parent/guardian until reparation is made.

If reparation is not made, the Office of Education shall afford the student his/her due process rights in conformance with Education Code expulsion procedures and may withhold the student's grades, diploma or transcripts.

If the student and parent/guardian are unable to pay for the damages or return the property, the principal or designee shall provide a program of voluntary work for the student to do. When this voluntary work is completed, the student's grades, diploma or transcripts shall be released. (Education Code 48904)

When a student from whom the County Office of Education is withholding grades, diploma or transcripts transfers to another district, this information shall be sent to the new district with the student's records and a request that these items continue to be withheld until the new district receives notification that the debt has been cleared.

The Superintendent of Schools or designee shall notify the parent/guardian in writing that the County Office of Education's decision to withhold grades, diploma or transcript will be enforced by the new district. (Education Code 48904.3)

The County Office of Education shall withhold grades, diploma or transcripts from any student transferring into a County Office of Education school whose misconduct caused a previous district to withhold them. When informed by the previous district that its decision has been rescinded, the County Office of Education shall release these documents. (Education Code 48904.3)

*Legal Reference:**EDUCATION CODE**48904 Liability of parent**48904.3 Withholding grades, diplomas, or transcripts of pupils causing property damage or injury; transfer of pupils to new school districts; notice to rescind decision to withhold**48911 Suspension by principal, designee or Superintendent of Schools**49069 Absolute right to access*